

D/F

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

C. ROBERT ALLEN, III, by LUKE ALLEN, as Guardian for the
Property Management of C. Robert Allen, III,

Plaintiff,

- against -

CHRISTOPHER DEVINE, LAKESHORE MEDIA, LLC,
MILLCREEK BROADCASTING LLC, COLLEGE CREEK
MEDIA LLC, MARATHON MEDIA GROUP, LLC, 3 POINT
MEDIA-SALT LAKE CITY, LLC, 3 POINT MEDIA DELTA,
LLC, 3 POINT MEDIA-UTAH, LLC, 3 POINT MEDIA-
FRANKLIN, LLC, 3 POINT MEDIA-PRESCOTT VALLEY,
LLC, 3 POINT MEDIA-COALVILLE, LLC, 3 POINT MEDIA-
ARIZONA, LLC, 3 POINT MEDIA-FLORIDA, LLC, 3 POINT
MEDIA-KANSAS, LLC, 3 POINT MEDIA-OGDEN, LLC, 3
POINT MEDIA-SAN FRANCISCO, LLC, MIDVALLEY RADIO
PARTNERS, LLC, D&B TOWERS LLC, SUPERIOR
BROADCASTING OF NEVADA, LLC, SUPERIOR
BROADCASTING OF DENVER, LLC, WACKENBURG
ASSOCIATES, LLC, PORTLAND BROADCASTING LLC,
DESERT SKY MEDIA LLC, SKY MEDIA LLC, DEVINE
RACING MANAGEMENT, LLC, ACB CONSULTING CO., and
John Does 1-50,

Defendants.

CHRISTOPHER DEVINE, LAKESHORE MEDIA, LLC,
MILLCREEK BROADCASTING LLC, COLLEGE CREEK
MEDIA LLC, MARATHON MEDIA GROUP, LLC, 3 POINT
MEDIA-SALT LAKE CITY, LLC, 3 POINT MEDIA DELTA,
LLC, 3 POINT MEDIA-UTAH, LLC, 3 POINT MEDIA-
FRANKLIN, LLC, 3 POINT MEDIA-PRESCOTT VALLEY,
LLC, 3 POINT MEDIA-COALVILLE, LLC, 3 POINT MEDIA-
ARIZONA, LLC, 3 POINT MEDIA-FLORIDA, LLC, 3 POINT
MEDIA-KANSAS, LLC, 3 POINT MEDIA-OGDEN, LLC, 3
POINT MEDIA-SAN FRANCISCO, LLC, MIDVALLEY RADIO
PARTNERS, LLC, SUPERIOR BROADCASTING OF
NEVADA, LLC, SUPERIOR BROADCASTING OF DENVER,
LLC, WACKENBURG ASSOCIATES, LLC, PORTLAND
BROADCASTING LLC, DESERT SKY MEDIA LLC, SKY
MEDIA LLC, and ACB CONSULTING CO.,

Third-Party Plaintiffs,

- against -

LUKE ALLEN,

Third-Party Defendant.

Case No. 09 Civ. 0668
(ADS) (ETB)

STIPULATION AND
ORDER

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ APR 01 2011 ★

LONG ISLAND OFFICE

It is hereby stipulated and agreed, by and between the undersigned counsel for the parties listed below, as follows:

1. Third-Party Defendant Luke Allen shall have ~~through~~ and until May 2, 2011 to respond to the Third-Party Complaint. Mr. Allen will not raise **any** defense under Fed. R. Civ. P. 12(b)(5).


2. This Stipulation may be signed in counterparts.

3. Facsimile signatures of this Stipulation shall have ~~the~~ same force and effect as original signatures.

Dated: New York, New York
March 31, 2011

COHEN & GRESSER LLP

By:

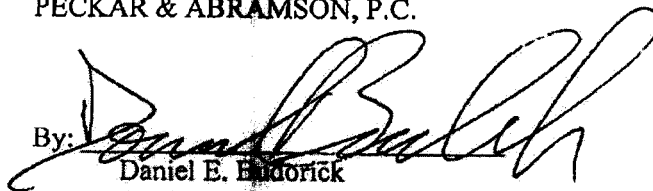

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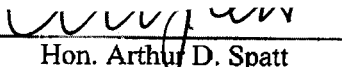
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Attorneys for Third-Party Plaintiffs

So Ordered:


Hon. Arthur D. Spatt
United States District Judge

Dated:

4/1/11